<ol> <li>1</li> <li>2</li> <li>3</li> <li>4</li> <li>5</li> <li>6</li> </ol>	JAMES E. SMYTH II Nevada Bar No. 6506 Kaempfer Crowell Renshaw Gronauer & Fiorer 8345 West Sunset Road, Suite 250 Las Vegas, Nevada 89113 Tel: (702) 792-7000 Fax: (702) 796-7181 Website: <a href="www.kcnvlaw.com">www.kcnvlaw.com</a> Email: <a href="jsmyth@kcnvlaw.com">jsmyth@kcnvlaw.com</a>	ntino
7		
8	RICHARD W. EPSTEIN	
9	MYRNA L. MAYSONET BRANDON J. HILL	
	(Admitted Pro Hac Vice)	
10	GREENSPOON MARDER, P.A. Trade Center South, Suite 2700	
11	100 West Cypress Creek Road	
12	Ft. Lauderdale, Florida 33309 richard.epstein@gmlaw.com	
13	myrna.maysonet@gmlaw.com	
14	brandon.hill@gmlaw.com Attorneys for Defendants	
	·	
15		DICTRICT COLUMN
15 16		DISTRICT COURT OF NEVADA
	DISTRICT	
16 17	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST	OF NEVADA
16 17 18	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others	OF NEVADA
16 17 18	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others similarly situated,	OF NEVADA
16 17 18 19 20	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others	OF NEVADA
16 17 18 19 20	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others similarly situated,	OF NEVADA  Docket # 08-CV-S-722-RCJ-PAL
16 17 18 19 20 21	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others similarly situated,  Plaintiffs,	OF NEVADA  Docket # 08-CV-S-722-RCJ-PAL
16 17 18 19 20 21 22 23	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others similarly situated,  Plaintiffs,  vs.  WESTGATE PLANET HOLLYWOOD LAS VEGAS, LLC., WESTGATE RESORTS	OF NEVADA  Docket # 08-CV-S-722-RCJ-PAL
16 17 18 19 20 21 22 23 24	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others similarly situated,  Plaintiffs,  vs.  WESTGATE PLANET HOLLYWOOD LAS	OF NEVADA  Docket # 08-CV-S-722-RCJ-PAL
16 17 18 19 20 21 22 23 24	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others similarly situated,  Plaintiffs,  vs.  WESTGATE PLANET HOLLYWOOD LAS VEGAS, LLC., WESTGATE RESORTS INC., WESTGATE RESORTS LTD., CFI SALES & MARKETING, LTD., CFI SALES & MARKETING, LLC., CFI SALES &	OF NEVADA  Docket # 08-CV-S-722-RCJ-PAL
16	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others similarly situated,  Plaintiffs,  vs.  WESTGATE PLANET HOLLYWOOD LAS VEGAS, LLC., WESTGATE RESORTS INC., WESTGATE RESORTS LTD., CFI SALES & MARKETING, LTD., CFI SALES	OF NEVADA  Docket # 08-CV-S-722-RCJ-PAL
16 17 18 19 20 21 22 23 24 25	THOMAS DAVIS III, RICK BRUNTON, LOIS TIGER and EMMANUEL WIEST individually and on behalf of all others similarly situated,  Plaintiffs,  vs.  WESTGATE PLANET HOLLYWOOD LAS VEGAS, LLC., WESTGATE RESORTS INC., WESTGATE RESORTS LTD., CFI SALES & MARKETING, LTD., CFI SALES & MARKETING, LLC., CFI SALES & MARKETING, INC., and "John Doe" entities	OF NEVADA  Docket # 08-CV-S-722-RCJ-PAL

Case No. 2:08-cv-00722-RCJ-PAL Supplemental Notice of Settlement and Status Report

Defendants, Westgate Planet Hollywood Las Vegas, LLC, Westgate Resorts, Inc., Westgate Resorts, Ltd., CFI Sales & Marketing, Ltd., CFI Sales & Marketing, LLC and CFI Sales & Marketing, Inc. ("Defendants"), and Plaintiffs (collectively "the Parties"), pursuant to Local Rule 6-1, by and through their attorneys of record, file this Supplemental Notice of Settlement and Status Report, as set forth below:

- 1. The Parties have reached a complete settlement of the FLSA claims pending before this Court.
- 2. The Parties have diligently worked on drafting and finalizing the Settlement Agreement identifying the terms of the settlement as well as the Motion to approve the settlement.
- 3. However, the parties have been informed of a number of logistical issues which will require a brief extension of fourteen (14) days to file their Motion for Approval. First, Plaintiffs' expert has not finalized the damage allocation list for approximately 685 opt-in Plaintiffs, which is a crucial component of the Stipulation of Settlement. Additionally, the four Named Plaintiffs are required to execute the Settlement Agreement but have relocated and it is taking longer than expected to secure their signatures.
- 4. While the Parties are mindful of the Court's duty to manage its trial docket, it would be detrimental for everyone involved to not allow the Parties an additional fourteen (14) days to finalize and submit their Settlement Agreement for approval by the Court, up to and including April 2, 2012.

WHEREFORE, the Parties respectfully request that all proceedings be stayed, making the Parties' deadline to submit a joint motion to approve the Settlement Agreement on or before Monday, April 2, 2012.

## 

Case No. 2:08-cv-00722-RCJ-PAL Supplemental Notice of Settlement and Status Report

## Respectfully submitted,

<u>/s/Jason J. Thompson</u> JASON J. THOMPSON Sommers Schwartz, P.C. By: 2000 Town Center Southfield, MI 48075 Admitted pro hac vice

/s/ Myrna L. Maysonet RICHARD W. EPSTEIN By: (Admitted pro hac vice, Florida Bar No.:0229091) MYRNA L. MAYSONET (Admitted pro hac vice, Florida Bar No.: 0429650) Greenspoon Marder, P.A. 201 E. Pine Street, Suite 500 Orlando, FL 32801

**Attorneys for Defendants** 

UNITED STATES DISTRICT COURT/

DATED: March 20, 2012.

IT IS SO ORDERED